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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/605,870	
	Filing Date	Nov. 2, 2003	
	First Named Inventor	GRAVINA, Craig	
	Art Unit	2173	
	Examiner Name	TBD	
Total Number of Pages in This Submission	3	Attorney Docket Number	1002.003

ENCLOSURES (Check all that apply)		
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Remarks This correspondence includes (3 pages): Transmittal Form PTO/SB/21 (1 page); 3.73(b) Assignee Statement & Power of Attorney (1 page); and Change of Correspondence Form PTO/SB/122 (1 page).		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	TILLMAN IVSAN, PLLC	
Signature		
Printed name	Brian D. MacDonald	
Date	Jan. 18, 2005	Reg. No. 54,288

CERTIFICATE OF TRANSMISSION/MAILING		
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/605,870  
Inventor : Craig S. Gravina  
Filed : November 2, 2003  
TC/AU :  
Examiner :

Confirmation No.

Docket No. : 1002.003  
Customer No. : 36790

Commissioner for Patents  
P.O. Box 1450  
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**36790**  
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## 37 C.F.R. §3.73(b) STATEMENT AND POWER OF ATTORNEY

The Assignee for the above-identified U.S. patent application (hereinafter "Patent Application"), and the invention disclosed therein, hereby states pursuant to 37 C.F.R. §3.73(b) that the Assignee is the sole owner of the Patent Application to the exclusion of each inventor thereof.

The Assignee establishes its ownership by to the assignment documents establishing that Assignee possesses all rights, title, and interest in and to the Patent Application as recorded in the USPTO records at Reel/Frame 015175/0477. As the established owner of the Patent Application, the Assignee hereby invokes its right to conduct prosecution of the Patent Application to the exclusion of each named inventor.

The Assignee further hereby appoints the Attorneys and Patent Agents of Tillman Ivson, PLLC, associated with Customer Number 36790 in the records of the U.S. Patent & Trademark Office and as updated from time to time, to prosecute the Patent Application and to transact all business in the U.S. Patent & Trademark Office connected therewith.

All correspondence in this case should be directed to the same Customer Number.

The Assignee hereby declares that no other person or entity is authorized to take any action before the U.S. Patent & Trademark Office with respect to the Patent Application. The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the Assignee.

PUSHPLAY INTERACTIVE, LLC

By:

  
Signature of Corporate OfficerCRAIG GRAVINA  
Name of Corporate OfficerCFO  
Title of Corporate Officer

Date

12/1/04